

1-1 By: Nelson S.B. No. 428  
 1-2 (In the Senate - Filed February 7, 2013; February 13, 2013,  
 1-3 read first time and referred to Committee on Health and Human  
 1-4 Services; February 26, 2013, reported favorably by the following  
 1-5 vote: Yeas 9, Nays 0; February 26, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Nelson	X			
1-8 Deuell	X			
1-9 Huffman	X			
1-10 Nichols	X			
1-11 Schwertner	X			
1-12 Taylor	X			
1-13 Uresti	X			
1-14 West	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to background and criminal history checks for parents or  
 1-20 other relatives of children in residential child-care facilities.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 42.056, Human Resources Code, is amended  
 1-23 by adding Subsection (a-1) to read as follows:

1-24 (a-1) Notwithstanding Subsection (a), the director, owner,  
 1-25 or operator of a residential child-care facility is not required to  
 1-26 submit to the department the information required under that  
 1-27 subsection for use in conducting a background and criminal history  
 1-28 check on a parent or other relative of a child who is a client in  
 1-29 care at the facility if:

1-30 (1) the department has on file for the parent or  
 1-31 relative a background and criminal history check; and

1-32 (2) the background and criminal history check was  
 1-33 conducted within the two-year period preceding the date the parent  
 1-34 or relative visits the client at the facility.

1-35 SECTION 2. This Act takes effect September 1, 2013.

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